

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF OHIO
WESTERN DIVISION AT DAYTON**

**MIAMI VALLEY HOUSING
CENTER, INC.**

Plaintiff,

-vs-

**CAMPUS VILLAGE WRIGHT
STATE, LLC, *et al.*,**

Defendants.

: Case No. 3:10-CV-230
: Magistrate Judge Sharron L. Ovington
: Magistrate Judge Michael J. Newman
: (Mediation)
:
:

**ORDER DENYING DEFENDANT COLE + RUSSELL ARCHITECTS, INC.'S MOTION TO
RELIEVE ITS INSURANCE REPRESENTATIVE FROM IN-PERSON ATTENDANCE AT
DECEMBER 13, 2012 MEDIATION (Doc. 55)**

Presently before the Court is a motion by Defendant Cole + Russell Architects (“Cole”) to excuse its Insurance Representative from attending in-person the mediation scheduled on December 13, 2012. Doc. 55. The only reason Defendant Cole cites in its memorandum is that the cost of travelling from Orange, California would be a “significant expense” for its insurance carrier, The Travelers Companies, Inc. *Id.*

As of the date of this Order, round-trip flights from the greater Los Angeles area to Dayton, Ohio during the days before and after the mediation are under \$250. Given that this matter involves numerous claimants and cross-claimants – all of whom are required to appear in-person – and that round-trip airfare can be purchased for under \$250, the Court finds Defendant Cole’s request on behalf of The Travelers Companies to be without merit. Accordingly, Defendant Cole’s motion is **DENIED.**

IT IS SO ORDERED.

November 16, 2012

s/Michael J. Newman
United States Magistrate Judge